

Attorney Docket No.: 004860.P2292

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

RANDY UBILOS

Application No.: 09/285,934

Filed: April 02, 1999

For: EDIT TO TAPE



Assistant Commissioner for Patents  
**Attention: Box Missing Parts**  
Washington, D.C. 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION**

Sir:

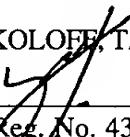
In response to the Notice to File Missing Parts of Application mailed April 28, 1999, please find enclosed:

- (1) a duly executed Declaration and Power of Attorney with respect to the above-referenced patent application;
- (2) a check in the amount of \$130.00 in payment of the surcharge of 37 CFR § 1.16(e); and
- (3) a copy of the Notice to File Missing Parts of Application.

If any additional fee is required, please charge Deposit Account No. 02-2666. A duplicate of this Response is enclosed for deposit account charging purposes.

Respectfully submitted,

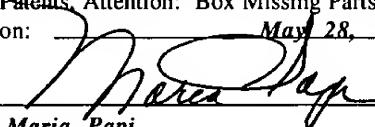
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN

  
Yong S. Choi, Reg. No. 43,324

Dated: May 28, 1999

12400 Wilshire Blvd., 7th Floor  
Los Angeles, California 90025  
Telephone: (310) 207-3800

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to: Assistant Commissioner for Patents, Attention: Box Missing Parts, Washington, D.C. 20231 on: May 28, 1999

  
Maria Papi

05/28/99

Date

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL FORM**

(to be used for all correspondence after initial filing)

JUN 01 1999



Total Number of Pages in This Submission	10	Attorney Docket Number	004860.P2292
--	----	------------------------	--------------

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> To Convert a Provisional Application <input checked="" type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below):
		<b>POSTCARD</b> CHECK FOR \$130.00 PTO FORM 1533
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Yong S. Choi, Reg. No. 43,324  BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN
Signature	
Date	May 28, 1999

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: May 28, 1999			
Typed or printed name	Maria Papi	Signature	
Date	05/28/99		

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

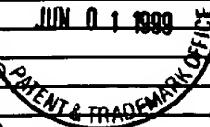
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**FEE TRANSMITTAL**

Patent fees are subject to annual revision on October 1.  
 These are the fees effective October 1, 1997.  
 Small Entity payments must be supported by a small entity statement,  
 otherwise large entity fees must be paid. See Forms PTO/SB/09-12.  
 See 37 C.F.R. §§ 1.28 and 1.29.

TOTAL AMOUNT OF PAYMENT (\$)  
**130.00**

Complete If Known	
Application Number	09/285,934
Filing Date	04/02/99 JUN 01 1999
First Named Inventor	Randy Ubillos
Examiner Name	NOT ASSIGNED
Group Art Unit	2772
Attorney Docket Number	004860.P2292

**METHOD OF PAYMENT** (check one)

1.  The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account **02-2666**  
Number

Deposit Account **Blakely, Sokoloff, Taylor & Zafman LLP**  
Name

Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17  Charge the Issue Fee Set in 37 CFR 1.18 at the Mailing of the Notice of Allowance, 37 CFR 1.311(b)

2.  Payment Enclosed:

Check  Money Order  Other

**FEE CALCULATION** (fees effective 10/01/96)**1. FILING FEE**

## Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
101	760	201	380	Utility filing fee	
106	310	206	155	Design filing fee	
107	480	207	240	Plant filing fee	
108	760	208	380	Reissue filing fee	
114	150	214	75	Provisional filing fee	

**SUBTOTAL (1) (\$)****2. CLAIMS**

Total Claims	Independent Claims	Extra	Fee from below	Fee Paid
<b>39</b>	<b>4</b>	=	X =	=

## Multiple Dependent Claims

## Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	78	202	39	Independent claims in excess of 3
104	260	204	130	Multiple Dependent claim
109	78	209	39	Reissue independent claims over original patent
110	18	210	9	Reissue claims in excess of 20 and over original patent

**SUBTOTAL (2) (\$)****3. ADDITIONAL FEE**

Large Entity	Small Entity	Fee Description	Fee Paid
105	130	205	65 Surcharge - late filing fee or oath
127	50	227	25 Surcharge - late provisional filing fee or cover sheet
139	130	139	130 Non-English specification
147	2,520	147	2,520 For filing a request for reexamination
112	920	112	920 Requesting publication of SIR prior to Examiner action
113	1,840*	113	1,840* Requesting publication of SIR after Examiner action
115	110	215	55 Extension for response within first month
116	380	216	190 Extension for response within second month
117	870	217	435 Extension for response within third month
118	1,360	218	680 Extension for response within fourth month
128	1,850	228	925 Extension for response within fifth month
119	300	219	150 Notice of Appeal
120	300	220	150 Filing a brief in support of an appeal
121	260	221	130 Request for oral hearing
138	1,360	138	1,360 Petition to institute a public use proceeding
140	110	240	55 Petition to revive - unavoidably
141	1,210	241	605 Petition to revive - unintentionally
142	1,210	242	605 Utility issue fee (or reissue)
143	430	243	215 Design issue fee
144	580	244	290 Plant issue fee
122	130	122	130 Petitions to the Commissioner
123	50	123	50 Petitions related to provisional applications
126	240	126	240 Submission of Information Disclosure Stmt
581	40	581	40 Recording each patent assignment per property (times number of properties)
146	760	246	380 Filing a submission after final rejection (37 CFR 1.129(a))
149	760	249	380 For each additional invention to be examined (37 CFR 1.129(b))
Other fee (specify) _____			
Other fee (specify) _____			

\* Reduced by Basic Filing Fee Paid

**SUBTOTAL (3) (\$)** **130.00****SUBMITTED BY**

SUBMITTED BY			Complete (if applicable)	
Typed or Printed Name	<b>Yong S. Choi, Reg. No. 43,324</b>			Reg. Number
Signature		Date	5/28/99	Deposit Account User ID

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.



JKS

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
09/285,934	04/02/99	UBILLOS	R 004860-P2292
		0242/0428	JUN 01 1999 PATENT & TRADEMARK OFFICE NOT ASSIGNED
BLAKELY SOLOKOFF TAYLOR AND ZAFMAN SEVENTH FLOOR 12400 WILSHIRE BOULEVARD LOS ANGELES CA 90025		2772	apple Computer
		DATE MAILED:	04/28/99

### NOTICE TO FILE MISSING PARTS OF APPLICATION

#### *Filing Date Granted*

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of  \$65.00 for a small entity in compliance with 37 CFR 1.27, or  \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a

small entity (statement filed)  non-small entity is \$ 130.00

1. The statutory basic filing fee is:

- missing.  
 insufficient.

Applicant must submit \$                  to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

2. The following additional claims fees are due:

\$                  for                  total claims over 20.

\$                  for                  independent claims over 3.

\$                  for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

3. The oath or declaration:

- is missing or unsigned.

- does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

4. The signature(s) to the oath or declaration is/are by a person other than the inventor(s) in compliance with 37 CFR 1.63, identifying the application by the above

Application Number and/or declaration is required.

5. The signature(s) of joint inventor(s) is missing from the oath or declaration.

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

7. Your filing receipt was mailed in error because your check was returned without payment.

8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

**A copy of this notice MUST be returned with the reply.**

*Elisha Evans*  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

06/03/1999 NHASSN1 0000041 09285331 130.00 US  
01 FC:105  
01 FC:105